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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/498,749	02/07/2000	Noboru Masuda	33216M038	9264

7590 11/12/2002

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EXAMINER

LAMB, BRENDA A

ART UNIT	PAPER NUMBER
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1734

DATE MAILED: 11/12/2002

4

Please find below and/or attached an Office communication concerning this application or proceeding.

72-11

Advisory Action

Application No.
09/498,749

Applicant(s)
Masuda et al

Examiner
Brenda Adele Lamb

Art Unit
1734



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED Oct 8, 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid the abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

THE PERIOD FOR REPLY [check only a) or b)]

- a) ☒ The period for reply expires five months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ they raise the issue of new matter (see NOTE below);
- (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See the attachment.

3. ☐ Applicant's reply has overcome the following rejection(s):

4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because:

6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____

Claim(s) objected to: _____

Claim(s) rejected: 1-3, 7-23, and 26-30 over the art of record

Claim(s) withdrawn from consideration: _____

8. ☐ The proposed drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.

9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____

10. ☒ Other: Interview Summary

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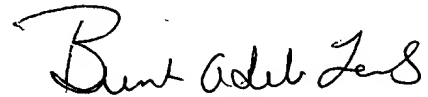
The recitation in claim 1 that the return side two-way valve discharges the coating to the return side during at least a prescribed period of time from or starting at the time of starting of feeding of the coating by the feeding side two-way valve presents a new issue which would require additional considerations and/or search since applicant has never before recited that the return side two-way valve discharges the coating to the return side during at least a prescribed period of time from or starting at the time of starting of feeding of the coating by the feeding side two-way valve. Further, the recitation in claim 1 that the return side two-way valve discharges the coating to the return side during at least a prescribed period of time from or starting at the time of starting of feeding of the coating by the feeding side two-way valve appears to present new issues under 35 U.S.C. 112, second paragraph since it is unclear how the newly recited "prescribed period of time" relates to the switching times and time intervals set forth in claims 28-29. The recitation in claim 1 that the return side two-way valve discharges the coating to the return side during at least a prescribed period of time from or starting at the time of starting of feeding of the coating by the feeding side two-way valve appears to present new issues under 35 U.S.C. 112, second paragraph since it is unclear whether the feeding side two-way valve and return side two-way valve or some other element of the intermittent coating supply means starts the discharge of coating to the return side at the time of ending the feeding of the coating as set forth in claim 7.

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Any inquiry concerning this communication should be directed to Brenda Adele Lamb at
telephone number (703) 308-2056.

A handwritten signature in black ink, appearing to read "Brenda Adele Lamb". The signature is fluid and cursive, with the first letter of each word being capitalized and prominent.

BRENDA A. LAMB
PRIMARY EXAMINER